

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Patent Application No. 09/640,582

Applicant: Baumann et al.

Filed: August 17, 2000

TC/AU: 1649

Examiner: Michael T. Brannock

Docket No.: 205970 (Client Reference No. PA29237 US-03138/cel)

Customer No.: 23460

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Commissioner for Patents  
P.O. Box 1450  
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**APR 19 2006**

**NOTICE OF APPEAL FROM THE  
EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed October 19, 2005, rejecting the following claims: 3 and 16-18.

A "Pre-Appeal Brief Request for Review" is filed concurrently herewith.

The items checked below are appropriate:

**1. Status of Applicants**

This application is on behalf of ☒ other than a small entity or ☐ a small entity.

**2. Fee for Filing Notice of Appeal**

Pursuant to 37 CFR 41.20(b), the fee for filing the Notice of Appeal is for: ☒ other than a small entity or ☐ a small entity.

**Notice of Appeal Fee due \$500.00**

**3. Extension of Time**

☒ Applicants petition for a three-month extension of time under 37 CFR 1.136, the fee for which is \$1,020.00.

Application No. 09/640,582

Notice of Appeal

- ☐ An extension for one-month has already been secured and the fee paid therefore of \$120.00 is deducted from the total fee due for the total amounts of extension now requested.
- ☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

Extension fee due with this request: \$1,020.00

## 4. Total Fee Due

The total fee due is:

Notice of Appeal Fee	\$ 500.00
Extension Fee (if any)	\$1,020.00

Total Fee Due: \$1,520.00


## 5. Fee Payment

- ☐ Attached is a check in the sum of \$
- ☒ Charge Account No. 12-1216 the sum of \$1,520.00. A duplicate of this transmittal is attached.

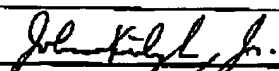
## 6. Fee Deficiency

- ☒ If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.

Respectfully submitted,

  
John Kilyk, Jr., Reg. No. 30,763  
LEYDIG, VOIT & MAYER, LTD.  
Two Prudential Plaza  
180 North Stetson Ave., Suite 4900  
Chicago, Illinois 60601-6780  
(312) 616-5600 (telephone)  
(312) 616-5700 (facsimile)

Date: April 19, 2006

MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10			
I hereby certify that this document and all accompanying documents are, on the date indicated below, being <input checked="" type="checkbox"/> facsimile transmitted to the U.S. Patent and Trademark Office at fax number: (571) 273-8300.			
Name (Print/Type)	John Kilyk, Jr.		
Signature		Date	April 19, 2006